THE HON'BLE SRI JUSTICE S.ANANDA REDDY

Writ Petition No.23769 of 2006

11.09.2007

Between

M.Sataiah and others.

…Petitioners

And

The Secretary, Municipal Administration, Govt.of Andhra Pradesh, Secretariat, Hyderabad and others.

…Respondents

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

Writ Petition No.23769 of 2006

ORDER:

This writ petition is filed by the petitioners seeking a writ of Mandamus to direct the respondents not to lay the road through their lands in an extent of 1072 sq.yards forming part of Survey No.310 situated at Chandanagar Town, Seri-Lingampally Mandal, Ranga Reddy District, since the said land was not acquired and no notice was issued to them.

It is stated that the petitioners are the absolute owners of the land in question and according to them, the respondents are proposing to lay a road in the process of widening the existing road which is on national highway. The grievance of the petitioners is that without acquiring

their land, the respondents are proposing to lay the road through their land which is illegal and contrary to lay. Therefore, they sought appropriate orders.

A counter is filed by the fourth respondent stating that though there is a proposal to lay a road, so far no road is laid and the petitioners' land has not been taken possession. However, as and when the respondents propose to lay a road, they will do so only after acquiring the land of the petitioners following due process of law or with their consent.

Heard both sides.

In the circumstances, the writ petition is disposed of, at the admission stage, directing the respondents not to lay the road through the petitioners' land without acquiring the same following due process of law. No costs.

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11.09.2007

VGB